



Atty. Dkt. No. 059440/0138

1600 Received

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR CORRECTED FILING RECEIPT

Attorney Docket No. 059440/0138

In re patent of

Brian S. HOOKER, *et al.*

Serial No. 09/910,958

Filed: July 24, 2001

For: CONTROLLED ENVIRONMENT AGRICULTURE BIOREACTOR FOR HETEROLOGOUS
PROTEIN PRODUCTION

Commissioner for Patents
Washington, D.C. 20231

Attn: Appl. Processing Division, Customer Correction Branch

Sir:

Attached is a copy of the official Filing Receipt received from the PTO in the
above-referenced application.

One inventor has been added and therefore, the inventors' names should read that Brain
S. Hooker (Kennewich, WA), Daniel B. Anderson (Pasco, WA), Johnway Gao (Richland, WA), Ziyu
Dai (Richland, WA) and Nicholas J. Lombardo (Richland, WA). Please issue a corrected filing
receipt to reflect this change.


It is believed that no fee is due, however should a fee be needed, the Commissioner is hereby
authorized to credit any deficiency to Deposit Account No. 19-0741. Issuance of a corrected Filing
Receipt is respectfully requested.

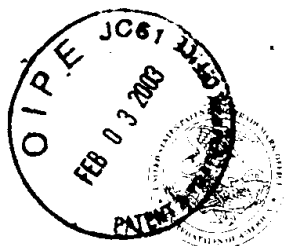
Respectfully submitted,

Date Feb 3, 2003

By  40,413

FOLEY & LARDNER
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Washington, D.C. 20007-5109
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 Richard C. Peet
Attorney for Applicant
Registration No. 35,792



RCP

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20531
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/910,958	07/24/2001	1638	1302	059440-0138	12	44	3

CONFIRMATION NO. 3645

UPDATED FILING RECEIPT



OC000000007107225

Richard C. Peet
FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, DC 20007-5109

Date Mailed: 11/21/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Brian S. Hooker, Kennewick, WA;
Daniel B. Anderson, Pasco, WA;
Johnway Gao, Richland, WA;
Ziyu Dai, Richland, WA;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/220,224 07/24/2000

Foreign Applications

If Required, Foreign Filing License Granted 08/31/2001

Projected Publication Date: 02/28/2002

Non-Publication Request: No

Early Publication Request: No

Title

Controlled environment agriculture bioreactor for heterologous protein production

Preliminary Class

800

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

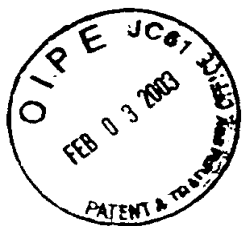
The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



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Attorney Docket No. 059440/0138

In re patent of

Brian S. HOOKER, *et al.*

Serial No. 09/910,958

Filed: July 24, 2001

For: CONTROLLED ENVIRONMENT AGRICULTURE BIOREACTOR FOR HETEROLOGOUS
PROTEIN PRODUCTION

REQUEST TO CORRECT INVENTORSHIP
UNDER 37 CFR § 1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants request that the inventorship of the above-identified application be changed to add NICHOLAS J. LOMBARDO as a co-inventor of the claimed subject matter. Submitted herewith under separate cover is a Statement Supporting Correction of Inventorship from Nicholas J. Lombardo that the error in inventorship occurred without deceptive intention on his part, a Substitute Declaration pursuant to 37 CFR § 1.63, a request to correct the filing receipt and written consent of the assignee, Batelle Memorial Institute.

A check is enclosed for the fees pursuant to 37 CFR §§ 1.17(i) and 1.19(h). Although applicants believe that the amount of the attached check is correct, the Commissioner is hereby authorized to credit any overpayment or to charge any deficiency to Deposit Account No. 19-0741.

Respectfully submitted,

February 3, 2003
Date

Richard C. Peet
Richard C. Peet
Reg. No. 35,792

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Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge Deposit Account No. 19-0741 for any such fees; and applicant(s) hereby petition for any needed extension of time.



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PROTEIN PRODUCTION

STATEMENT SUPPORTING CORRECTION OF
INVENTORSHIP UNDER 37 CFR 1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Nicholas J. Lombardo, request that I be added to the above-identified application as a named co-inventor. The requester hereby states that the error that caused the inventive entity to be set forth in error in the executed Declaration submitted pursuant to 37 CFR § 1.63 in the above-identified application arose without deceptive intent on my part.

1/24/03
Date

Nicholas J. Lombardo
Nicholas J. Lombardo



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Attorney Docket No. 059440/0138

In re patent of

Brian S. HOOKER, *et al.*

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Filed: July 24, 2001

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PROTEIN PRODUCTION

CONSENT OF ASSIGNEE FOR CORRECTION OF INVENTORSHIP

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

BATELLE MEMORIAL INSTITUTE hereby consents to the correction of inventorship
adding Nicholas J. Lombardo as an inventor of the invention claimed in the above identified patent
application.

Executed this 23rd day of January, 2003.

BATELLE MEMORIAL INSTITUTE:

By:

Stephen R. May

(Signature)

Stephen R. May

(Printed Name)

Contracting Officer

(Title)